

**AGENDA**  
**JULY 17, 2012 - 6:00 P.M.**  
**MEETING OF THE BOARD OF TRUSTEES**  
**OF THE INCORPORATED VILLAGE OF NORTHPORT**  
**REGULAR MEETING**

**OPEN MEETING:**

**SALUTE TO THE FLAG:**

**ANNOUNCEMENTS:**

**PRESENTATIONS:**

**PUBLIC HEARINGS:**

**PLEASE TAKE NOTICE:** that a Public Hearing of the Village Board of Trustees will be held at the Village Hall, 224 Main Street, Northport, New York at 6:00 o'clock in the evening of the 17<sup>th</sup> day of July, 2012, to consider the following proposed local law:

**LOCAL LAW "A" OF 2012**  
**A LOCAL LAW OF**  
**THE VILLAGE OF NORTHPORT**  
**TO AMEND THE CODE OF THE VILLAGE OF NORTHPORT**  
**TO DELETE IN ITS ENTIRETY CHAPTER 264 SWIMMING POOLS**

**BE IT ENACTED:** By the Board of Trustees of the Village of Northport as follows:

**Section 1. Legislative Intent**

The Board of Trustees finds that the New York State Building Code, which is in full force and effect in the Incorporated Village of Northport, includes regulations regarding pool enclosure requirements that provide protection to the public equal to or greater than Chapter 264 of the Village Code. Furthermore, the Board finds that the Village is required to adhere to the State Building Code unless unique local conditions can be demonstrated to justify deviations from the State Building Code. Based upon the fact that the pool enclosure requirements set forth in the State Code are sufficient to provide protection to the public, the Board finds that there are no grounds to deviate from the State Building Code.

**Section 2. Statutory Authority**

This Local Law is adopted pursuant to New York State Village Law and Municipal Home Rule Law.

**Section 3.    Applicability**

The provisions of this Local Law shall apply to all properties located within the territorial limits of the Incorporated Village of Northport.

**Section 4.    Amendments**

Chapter 264       SWIMMING POOLS is hereby deleted in its entirety.

**Section 5.    SEQRA**

The Board of Trustees has determined that pursuant to §617.5(c) 20 and 27 of the SEQRA regulations this action of the Village of Northport is "routine or continuing agency administration and management, not including new programs or major reordering of priorities" and "adoption of regulations, policies, procedures and local legislative decisions in connection with any Type II action . . ." and therefore, the proposed action of the Village of Northport in this matter is a Type II action and requires no further action pursuant to SEQRA.

**Section 6.    Effective Date**

This local law shall take effect immediately upon filing in the Office of the Secretary of State.

**PUBLIC COMMENT:**

**BOARD APPROVAL OF WARRANT:**

Fiscal Year 2012/2013 General Fund bills in the amount of \$107,909.24  
Fiscal Year 2012/2013 LOSAP payment in the amount of \$ 115,698.00  
Fiscal Year 2012/2013 Sewer Fund bills in the amount of \$ 4,633.03  
Fiscal Year 2012/2013 Fire Department bills in the amount of \$22,414.84

**COMMISSIONER'S REPORTS:**

**ADMINISTRATOR'S REPORT:**

**CHIEF OF POLICE REPORT:**

**NEW BUSINESS:**

**OLD BUSINESS:**

**CORRESPONDENCE:**

**REQUESTS:**

**RESOLUTIONS:**

**RESOLUTION 2012- 87 ~ APPROVAL OF THE JUNE 5, 2012 MINUTES**

**WHEREAS:** Copies of the minutes of the June 5, 2012, meeting were sent to the Board for approval, therefore,

**BE IT RESOLVED** that said minutes are approved without reading, at this time.

**RESOLUTION 2012- 88 ~ APPROVAL OF THE JUNE 19, 2012 MINUTES**

**WHEREAS:** Copies of the minutes of the June 19, 2012, meeting were sent to the Board for approval, therefore,

**BE IT RESOLVED** that said minutes are approved without reading, at this time.

**RESOLUTION 2012 - 89 ~PROPOSED LOCAL LAW No. 2 OF 2012**

**WHEREAS:** a Public Hearing of the Village Board of Trustees was held at the Village Hall, 224 Main Street, Northport, New York at 6:00 o'clock in the evening of the 17<sup>th</sup> day of July, 2012, to consider the following proposed local law:

**LOCAL LAW No. 2 OF 2012  
A LOCAL LAW OF  
THE VILLAGE OF NORTHPORT  
TO AMEND THE CODE OF THE VILLAGE OF NORTHPORT  
TO DELETE IN ITS ENTIRETY CHAPTER 264 SWIMMING POOLS**

**RESOLUTION 2012- 90 ~ SEASONAL EMPLOYMENT**

**BE IT RESOLVED:** that the seasonal applicants recommended by the Village Clerk and the Village Administrator are hereby approved.

+ prior employee

\* Village resident

**HIGHWAY DEPT:**

Dan Tizo

\$10.00/hr (effective June 25, 2012)

**RESOLUTION 2012- 91 ~ BOND REDUCTION**

**WHEREAS:** In a letter dated June 19, 2012 Pat Glennon requested that the current reduced amount of \$222,880 cash bond, for Gemport (Site Plan #66) at 240 Fort Salonga Road, be reduced by \$165,880.00, and

**WHEREAS:** The June 22, 2012 report, from the Village Administrator, states that the improvements are more than 90% complete, and

**WHEREAS:** The report recommends that \$57,000 be retained until completion and approval of the uncompleted improvements and release by the "Board of Trustees", now therefore

**BE IT RESOLVED:** That the Planning Board approves a current bond reduction in the amount of \$165,880 and retains \$57,000 as bond for the uncompleted work, and

**BE IT FURTHER RESOLVED:** That Planning Board recommends to the Board of Trustees that they adopt a resolution approving the bond reduction by \$165,880.00 and the balance of the bond to be retained in the amount of \$57,000.

**RESOLUTION 2012-92 ASHAROKEN FIRE AGREEMENT**

**BE IT RESOLVED:** The Mayor is hereby authorized to execute an agreement between the Incorporated Village of Asharoken and the Incorporated Village of Northport to provide fire protection services for the calendar year 2011, 2012, on terms set forth in the contract draft annexed hereto.

The next regular meeting of the Board of Trustees will be on August 14, 2012 at 5:00 p.m.

**A RESOLUTION FOR AN EXECUTIVE SESSION:** if necessary, for personnel and/or litigation matters.

Respectfully submitted,

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Donna M. Koch  
Village Clerk